IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WP(C).No. 16526 of 2007(P)

OA.299/2005 of DEBT RECOVERY TRIBUNAL, ERNAKULAM
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PETITIONER:
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1. M/S MATSON RUBBERS, AMBUNAD,
EDATHALA, ERNAKULAM, REPRESENTED BY THE
MANAGING PARTNER.

2. M.M.VARGHESE, S/O MATHEW VARGHESE,
AGED 79 YEARS, PARTNER, M/S MATSON RUBBERS,
AMBUNAD, EDATHALA, ERNAKULAM.

3. MATHEW M.VARGHESE, S/O M.M.VARGHESE,
AGED 47 YEARS, MANAGING PARTNER,
M/S MATSON RUBBERS, AMBUNAD, EDATHALA,
ERNAKULAM.

4. BINSON VARGHESE, S/O M.M.VARGHESE,
AGED 40 YEARS, MANAGING PARTNER,
M/S MATSON RUBBERS, AMBUNAD, EDATHALA,
ERNAKULAM.

5. BINU VARGHESE, S/O M.M.VARGHESE,
AGED 32 YEARS, MANAGING PARTNER,
M/S MATSON RUBBERS, AMBUNAD, EDATHALA,
ERNAKULAM.

BY ADV. SRI.O.RAMACHANDRAN NAMBIAR
SRI.M.K.ABOOBACKER
SRI.K.A.RASHEED

RESPONDENTS:
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1. THE CORPORATION BANK,
CAPS BRANCH, ERNAKULAM, REPRESENTED BY
BRANCH MANAGER, K.KALADHARAN.

2. THE DEBT RECOVERY TRIBUNAL,
ERNAKULAM.

BY ADV. SRI.P.JACOB VARGHESE,SC, CORPN. BANK

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C)No. 16526/2007

APPENDIX

PETITIONER'S EXHIBITS

P1 : COPY OF THE COMMUNICATION R-EC/SK/OR 3230/2006-07 DATED 22/02/2007 BY 1ST RESPONDENT.

P2 : COPY OF THE ORDER DATED 23/05/2007 IN O.A. NO. 299/2005 PASSED by the DEBTS RECOVERY TRIBUNAL, ERNAKULAM.

// TRUE COPY //

PA TO JUDGE

jg

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 16526 of 2007

Dated, this the 18th day of June, 2007

J U D G M E N T

Heard learned counsel for petitioners and the learned Standing Counsel for 1st respondent. The grievance of petitioners is that they were not given final hearing before O.A. was taken for final orders. Even though, the Tribunal posted the case on 13/06/2007 for orders, final orders are not pronounced and case now posted on 27/06/2007. If Tribunal issues orders on 27/06/2007, of course petitioners have to challenge the order, if there is any grievance, in appeal. However, if Tribunal does not pronounce final orders on 27/06/2007, there will be direction to the Tribunal to hear all petitioners on that day and pass orders in the matter thereon. Counsel for the petitioners as well as counsel for the 1st respondent should be present before the Tribunal and be ready to argue the matter on 27/06/2007.

This WP(C) is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg